IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

TUESDAY, THE 10TH JULY 2007 / 19TH ASHADHA 1929

WP(C).No. 21269 of 2007(F)

PETITIONER:

USHA SHETTY, W/O.(LATE) JAYARAM SHETTY,
AGED YEARS, SOORLU HOUSE, P.O.RAMDAS NAGAR,
KODLU VILLAGE, KASARAGOD, KERALA.

BY ADVS. SRI.P.S.SREEDHARAN PILLAI
SMT.C.G.PREETHA
& SMT.P.RANI DIOTHIMA

RESPONDENT:

SOUTH MALABAR GRAMIN BANK,
REPRESENTED BY ITS CHAIRMAN,
HEAD OFFICE, MALAPPURAM, PIN - 676 505.

BY ADV.SRI.T.R.RAVI, SC FOR BANK

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C) No.21269 of 2007 F

Dated this the 10th day of July, 2007.

JUDGMENT

The petitioner's husband was an employee of the respondent bank. He was removed from the service of the bank by imposing a punishment of compulsory retirement on 03.08.2005. He did not challenge that order and so, it has become final. Later, he died on 15.03.2007.

2. The petitioner now submits that she is in great financial difficulties and prays for appointment in the bank on compassionate ground. She has preferred Ext.P1 representation claiming this relief. Thereafter this writ petition is filed seeking a declaration that the petitioner is entitled to be appointed in a suitable post in the respondent bank. She prays for a mandamus to the bank to appoint her. In the alternative, she prays for a direction to consider Ext.P1 representation.

The petitioner has not stated in the writ petition about the Rule of the bank under which the petitioner is entitled to claim appointment on compassionate ground. The

petitioner's husband did not die while he was in service. He died after more than two years of his removal from service. Therefore, this writ petition is not maintainable. Accordingly, it is dismissed.

Sd/-

(K.BALAKRISHNAN NAIR)
JUDGE

sk/

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P.S. To Judge